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CENTRAL INTELLIGENCE AGENCY

Office of Legislative Counsel

Washington, D. C. 20505

Telephone: 351-6121 (Code 143-6121)

5 May 1976

State

TO: Mr. Kempton Jenkins
7261 State Department

Kempton Jenkins

I wanted to talk to you about our intention to send the attached letter to Senator Frank Church on the destruction of documents. I have talked with Mike Duval about it and wanted to be sure that all agencies are proceeding on the same basis, e. g., that as soon as we can run it by the Senate Select Committee and the Senate leadership (with notification to the House leadership) we will proceed with the destruction of documents as per our letter. I would like to talk to you about this and our respective positions on S. Res. 400.

[Redacted box]

George L. Cary
Legislative Counsel

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FORM 1533 OBSOLETE
6-68 PREVIOUS EDITIONS

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CENTRAL INTELLIGENCE AGENCY
WASHINGTON, D.C. 20505

Honorable Frank Church, Chairman
Select Committee on Intelligence Operations
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

In January 1975 when the Senate Select Committee was created, Senators Mansfield and Scott asked that the Central Intelligence Agency not destroy any material that might relate to the Committee's investigation. In response to this request, the Agency placed in effect a complete moratorium on the destruction of records, including normal administrative records scheduled for routine destruction. The purpose of this letter is to advise you that we will inform Senators Mansfield and Scott of our intention to proceed with destruction of records, now that the Select Committee has completed its investigation and issued its final report.

Along with the backlog of routine administrative records, the Agency will destroy certain records which were collected and maintained by the Agency and which were subject to investigation by the Rockefeller Commission and the Select Committee. The Agency is required to destroy this latter material by the Privacy Act of 1974 (P.L. 93-579) and by Executive Order 11905. Of course, such destruction will be consistent with other applicable laws, Presidential directives, and the requirements of pending litigation and Justice Department investigations. I trust you agree that this action is now necessary and appropriate.

Sincerely,

George Bush
Director

